

To Vacate a Public Parcel

re: Block bounded by Smith, Dunn, Atwater, and Henderson (Dr. Richard Shelly)

WHEREAS, IC 36-7-3-12 authorizes the Common Council to vacate public ways and places upon petition of persons who own or are interested in lots contiguous to those public ways and places; and

WHEREAS, the petitioner, DR. RICHARD SHELLY, has filed a petition to vacate two parcels of City property in the block bounded by Smith, Dunn, Atwater, and Henderson; and

WHEREAS, IC 36-7-3-512 requires the Plan Commission to make a recommendation on the proposed vacation and to forward it to the Common Council; and

WHEREAS, the Plan Commisison has considered this petition and made a favorable recommendation on its adoption;

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION I. Through the authority of IC 36-7-3-12, a portion of City-owned property in the block bounded by Smith, Dunn, Atwater, and Henderson shall be vacated. The property is more particularly described as follows:

A part of Louden's Addition tot he City of Bloomington, as recorded in Plat Book 1, Page 30 in the Office of the Recorder of Monroe County, Indiana and more particularly described as follows: The ten foot alley lying East to West between Lots 3, 4, and 5 to the South and Lot 12 to the North of the aforesaid Louden's Addition containing 1400 square feet, more or less.

A part of Louden's Addition to the City of Bloomington, as recorded in Plat Book 1, Page 30 in the Office of the Recorder of Monroe County, Indiana, and more particularly described as follows: The twelve foot alley lying North to South between Lot 3 to the West and Lot 2 to the East of the aforesaid Louden's Addition containing 1300 square feet more or less.

SECTION II. This ordinance shall be in full force and effect from and after its passage by the Common Council, approval by the Mayor, and published according to law.

PASSED and ADOPTED upon this 3 day of October, 1984.

Patricia A. Gross
PATRICIA A. GROSS, President
Bloomington Common Council

ATTEST:

Patricia Williams
PATRICIA WILLIAMS, City Clerk

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 4 day of October, 1984.

Patricia Williams
PATRICIA WILLIAMS, City Clerk

SIGNED and APPROVED by me upon this 5 day of October, 1984.

Tomilea Allison
TOMILEA ALLISON, Mayor
City of Bloomington

SYNOPSIS

Approval of this ordinance would vacate the east-west and north-south alleys running through the PUD outline plan to be considered in Ordinance #84-53.

10/5/84 signed by City
1. Planning
2. Legal
3. Dr. Shelly
4. Co Auditor

****ORDINANCE CERTIFICATION****

In accordance with IC 18-7-4-508, I hereby certify that the attached Ordinance Number 84-55, is a true and complete copy of Plan Commission Case Number MP-60-84 which was given a recommendation of approval by a vote of 7 Ayes, 2 Nays, and 0 Abstentions by the Bloomington City Plan Commission at a public hearing held on September 10, 1984.

Timothy A. Mueller

Date: September 11, 1984

Tim Mueller, Director
Plan Commission

Received by the Common Council Office this 11 day of September, 1984.

Patricia Williams
Patricia Williams, City Clerk

Appropriation Ordinance # _____ Fiscal Impact Statement # _____ Resolution # _____
Ordinance

Type of Legislation:

Appropriation _____	End of Program _____	Penal Ordinance _____
Budget Transfer _____	New Program _____	Grant Approval _____
Salary Change _____	Bonding _____	Administrative Change _____
Zoning Change _____	Investments _____	Short-Term Borrowing _____
New Fees _____	Annexation _____	Other _____
XXXX Vacation of Public Rights-of-way _____		

If the legislation directly affects City funds, the following must be completed by the City Controller:

Cause of Request:

Planned Expenditure _____	Emergency _____
Unforeseen Need _____	Other _____

Funds Affected by Request:

Fund(s) Affected _____		
Fund Balance as of January 1	\$ _____	\$ _____
Revenue to Date	_____	_____
Revenue Expected for Rest of year	_____	_____
Appropriations to Date	_____	_____
Unappropriated Balance	_____	_____
Effect of Proposed Legislation(+/-)	_____	_____
Projected Balance	\$ _____	\$ _____

Signature of Controller _____

Will the legislation have a major impact on existing City appropriations, fiscal liability or revenues? Yes _____ No XX

If the legislation will not have a major fiscal impact, explain briefly the reason for your conclusion. City services are currently provided.

If the legislation will have a major fiscal impact, explain briefly what the effect on City costs and revenues will be and include factors which could lead to significant additional expenditures in the future. Be as specific as possible. (Continue on second sheet if necessary)

Agency submitting legislation CITY OF BLOOMINGTON PLANNING DEPARTMENT

By Tim Mueller Date September 11, 1984

